

MELINDA HAAG (CABN 132612)
United States Attorney

BRIAN J. STRETCH (CABN 163973)
First Assistant United States Attorney

KYLE WALDINGER (ILSB 6238304)
Assistant United States Attorney
450 Golden Gate Ave., Box 36055
San Francisco, California 94102
Telephone: (415) 436-7200
Fax: (415) 436-7234
E-Mail: kyle.waldinger@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROY LIN and
JOHN LIN,

Defendants.

No. CR 12-0217 WHA

STIPULATION AND ~~PROPOSED~~
ORDER EXCLUDING TIME FROM MAY
1, 2012 TO AUGUST 7, 2012

The defendant, Roy Lin, represented by Patrick Robbins, Esquire; defendant, John Lin, represented by Elizabeth Falk, Assistant Public Defender; and the government, represented by David Countryman, Assistant United States Attorney, appeared before the Court on May 1, 2012, for a status hearing. Each defense counsel requested a continuance of the matter until August 7, 2012. The matter was continued to August 7, 2012 at 2:00 PM for a further status hearing and to set further proceedings. Counsel for the defendants requested that time be excluded under the Speedy Trial Act between May 1, 2012 and August 7, 2012 because each needs the remaining period of time to review discovery provided by the government and because of the complexity of the case. The Court ordered that time would be excluded for effective preparation of defense

STIP. AND ~~PROPOSED~~ ORDER EXCLUDING TIME
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1 counsel between May 1, 2012, and August 7, 2012.

2 The parties stipulate and request that the time between May 1, 2012, and August 7, 2012,
3 should be excluded under the Speedy Trial Act because: (1) the case is so complex that it is
4 unreasonable to expect adequate preparation for pretrial proceedings or for the trial itself within
5 the time limits established by the Speedy Trial Act; and (2) the failure to grant such a
6 continuance would deny counsel for each of the defendants the reasonable time necessary for
7 effective preparation, taking into account the exercise of due diligence.

8
9 SO STIPULATED.

10
11 Date: May 9, 2012

MELINDA HAAG
United States Attorney

12
13 /s/
14 _____
15 DAVID COUNTRYMAN
16 KYLE WALDINGER
17 Assistant United States Attorneys

18
19 Date: May 9, 2012

20 /s/
21 _____
22 ELIZABETH FALK
23 Counsel for Defendant JOHN LIN

24
25 Date: May 9, 2012

26 /s/
27 _____
28 PATRICK ROBBINS
Counsel for Defendant ROY LIN

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~~PROPOSED~~ ORDER

Based upon the representations of counsel and for good cause shown, the Court finds that: (1) the case is so complex that it is unreasonable to expect adequate preparation for pretrial proceedings or for the trial itself within the time limits established by the Speedy Trial Act; and (2) the failure to grant such a continuance would deny counsel for each of the defendants the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(ii) and (iv). The Court further finds that the ends of justice served by excluding the time between May 1, 2012, and August 7, 2012, from computation under the Speedy Trial Act outweigh the best interests of the public and the defendants in a speedy trial. Therefore, IT IS HEREBY ORDERED that the time between May 1, 2012, and August 7, 2012, shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A), (B)(ii), and (B)(iv).

DATED: May 9, 2012.



William Alsup
UNITED STATES DISTRICT JUDGE